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FISCAL IMPACT REPORT

SPONSOR: Griego DATE TYPED: 03/16/03 HB _____

SHORT TITLE: Local Government Ordinance Impact Studies SB 411/aSPAC

ANALYST: Kehoe

APPROPRIATION

Appropriation Contained		Estimated Additional Impact		Recurring or Non-Rec	Fund Affected
FY03	FY04	FY03	FY04		
	NFI				

(Parenthesis () Indicate Expenditure Decreases)

REVENUE

Estimated Revenue		Subsequent Years Impact	Recurring or Non-Rec	Fund Affected
FY03	FY04			
	NFI			

(Parenthesis () Indicate Revenue Decreases)

SOURCES OF INFORMATION

New Mexico Mortgage Finance Authority (MFA)
Local Government Division (LGD)

SUMMARY

Synopsis of SPAC Amendment

Senate Public Affairs Amendments to Senate Bill 411 are as follows: Item 1 is a technical correction; Items 2 and 3 redefine a “municipality” for the purposes of this bill to mean “class A county having a valuation over \$3.7 billion but less than \$5 billion and a population over 128,000 but less than 140,000.” According to net taxable values used for rate setting for 2002 property tax year (Local Government Division of the Department of Finance and Administration) and according to the U.S. Department of Commerce, Bureau of the Census 2001, Santa Fe is the only county impacted by this bill.

Synopsis of Original Bill

Senate Bill 411 amends the Municipal Code to require certain municipalities and class A counties to prepare ordinance impact studies every five years to determine how land use ordinances, master plans and other regulations affect the housing industry.

Significant Issues

Senate Bill 411 adds new sections to the Municipal Code requiring that class A counties and municipalities with populations greater than 60,000 publish an impact study every five years to include the cumulative effect of land use ordinances, master plans, and other regulations on the housing industry. Class A counties, municipalities of a population of 100,000 or more, include Bernalillo, Dona Ana, San Juan and Santa Fe.

Senate Bill 411 requires municipalities with populations greater than 60,000 and class A counties to appoint committees to determine the requirements of the ordinance impact study. The committees will be comprised of representatives of builders and contractors, municipal land use staff, homeowners, affordable housing specialists, realtors, appraisers, financial institutions, environmental organizations and the Department of Finance and Administration.

The proposed new sections of the Municipal Code are repealed effective July 1, 2013.

FISCAL IMPLICATIONS

The governmental entities impacted by Senate Bill 411 will bear the costs of the ordinance impact studies every five years. The personnel or consulting costs of the study are unknown at this time.

OTHER SUBSTANTIVE ISSUES

According to MFA, Senate Bill 411 should provide an objective view of housing in the affected communities and an opportunity for community leaders to “right” the course of housing, as perceived by the required studies.

LMK/yr